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Friday - 14 June 1974

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25X1 4. [] - JGO) Met with Jack Blum, Associate Counsel, Subcommittee on Multinational Corporations, Senate Committee on Foreign Relations, who gave me a set of documents, on an informal basis, that have come into the Committee's hands, for our information. He would appreciate our comments, if any, on possible sourcing of the documents.

25X1A [] NIO/Energy, has been advised.

25X1 5. [] - PLC) Left with Norm Cornish, Deputy Staff Director, Subcommittee on Foreign Operations and Government Information, House Government Operations Committee, proposed legislative history for the conference report on H.R. 12471, which amends the Freedom of Information Act. Alternative language was proposed should either the House version of exemption (b)(1) or the Senate version of this exemption be approved. We will meet later to discuss the proposal in detail. According to Cornish, the conference committee will not be meeting until after the 4th of July recess, which ends 9 July.

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25X1A 6. [] - PLC) Received a call from [] OS, advising that [] had resigned today from the Agency to join the staff of [] [] had worked in CRS as a GS-05 clerk-typist.

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25X1A 7. [] - GLC) Called Ed Braswell, Senate Armed Services Committee staff, to tell him [] was on his way up with the Director's letter to the Chairman on the subject of the Proxmire amendments to the National Security Act. I told Braswell what the thrust of the letter was and he expressed some concern about the problems the Senate members would run into in coming back to Proxmire with conference report language which might be interpreted by Proxmire as being contrary to the language agreed to on the floor of the Senate. I told Braswell I thought the House Committee members would have difficulty with the provisions the Director had called attention to in his letter and I saw no reason why the Senate conferees could not report back to the Senate that the House members were adamant on these two points. It is clear Chairman Stennis and his staff do not want to upset the compromise which was worked out with Proxmire since one of the benefits of that compromise is elimination of the necessity for Armed Services Committee hearings on the sufficiency of the Agency's legislation.

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I asked Braswell if he had any objection to our providing Chairman Nedzi, Intelligence Subcommittee, House Armed Services Committee, with a copy of the Director's letter to Stennis. Braswell said he thought we should give a copy to Nedzi but he did not want us to indicate to Nedzi that he (Braswell) had authorized our giving a copy to him.

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The House receded in the rewording of exemption (b)(1).
Certain information protected by statute, including Restricted Data (42 U. S. C. 2162), Communication Intelligence (18 U. S. C. 798), and Intelligence Sources and Methods (50 U. S. C. 403(d)(3) and g), is "born classified" and exempted under exemptions (b)(1) and (b)(3) of the Freedom of Information Act. If such information is ever subjected to court review under these exemptions, the court will recognize that the latitude for discretion permitted under Executive Order 11652 does not apply to such information.